

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

1200 19TH STREET, N.W.

SUITE 500

WASHINGTON, D.C. 20036

(202) 955-9600

FACSIMILE

(202) 955-9792

www.kelleydrye.com

NEW YORK, NY

TYSONS CORNER, VA

LOS ANGELES, CA

CHICAGO, IL

STAMFORD, CT

PARSIPPANY, NJ

BRUSSELS, BELGIUM

HONG KONG

AFFILIATE OFFICES

BANGKOK, THAILAND

JAKARTA, INDONESIA

MUMBAI, INDIA

TOKYO, JAPAN

DIRECT LINE (202) 887-1257

E-MAIL: AKlein@KelleyDrye.com

Admitted in New York and New Jersey
(Not admitted in D.C.)

July 26, 2002

ELECTRONICALLY FILED

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Room CY-B402
Washington, D.C. 20554

Re: Application by BellSouth Corporation for Provision of In-Region,
InterLATA Services in Alabama, Kentucky, Mississippi, North Carolina
and South Carolina
Ex Parte Notice; WC Docket 02-150

Secretary Dortch:

On July 11, 2002, KMC Telecom III LLC and NuVox, Inc. filed comments in the above-referenced proceeding. In those comments, KMC and NuVox noted BellSouth's failure to comply with several sections of the Communications Act, and referenced on page three of their comments that BellSouth's shortcomings implicated Section 271 checklist items i, iv and xiii. While KMC and NuVox continue to have concerns regarding BellSouth's compliance with checklist item xiii, it was decided to forego raising that issue in the initial comments. As a result, the reference to checklist item xiii on page three of the KMC/NuVox comments should have been deleted. On July 25, 2002, the undersigned verbally provided this clarification to Joshua E. Swift of the Commission's Wireline Competition Bureau Pricing Policy Division.

KELLEY DRYE & WARREN LLP

Marlene H. Dortch, Secretary
July 26, 2002
Page Two

This notice is being filed in conformance with the Commission's *ex parte* rules. Should you have any questions with regard to the foregoing, please do not hesitate to contact the undersigned at your convenience. Thank you for your assistance in this matter.

Respectfully submitted,

/s/

Andrew M. Klein
Counsel to KMC Telecom III LLC and NuVox,
Inc.

AMK/mla

cc: Joshua Swift
Tamara Preiss
Aaron Goldberger
Susan Pie
James Davis-Smith (U.S. D.O.J.)
Qualex International